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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

WESLEY RENE BEKKER EVANS,)	Case No.: 2:22-cv-00506-AC (SS)
Plaintiff,)	STIPULATION TO VOLUNTARY
vs.)	REMAND PURSUANT TO SENTENCE
KILOLO KIJAKAZI,)	FOUR OF 42 U.S.C. § 405(g) AND TO
Acting Commissioner of Social Security,)	ENTRY OF JUDGMENT; [PROPOSED]
Defendant.)	ORDER

IT IS STIPULATED by and between Plaintiff and Defendant Kilolo Kijakazi, Acting Commissioner of Social Security, through their undersigned counsel of record, that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. § 405(g), sentence four.

Upon remand, the Appeals Council will remand the case to an Administrative Law Judge (ALJ) for a new decision. The Appeals Council will instruct the ALJ to offer Plaintiff the

1 opportunity for a new hearing and take any further action deemed necessary to develop the
2 record and issue a new decision.

3 The parties further request that the Clerk of the Court be directed to enter a final
4 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
5 Commissioner.

6 Respectfully submitted,

7
8 Date: October 6, 2022

LAW OFFICES OF FRANCESCO BENAVIDES

9 By: /s/ Asim H. Modi for Francesco P. Benavides*
10 FRANCESCO P. BENAVIDES
11 *Authorized by email on October 6, 2022
12 Attorneys for Plaintiff

13 Date: October 6, 2022


14 PHILLIP A. TALBERT
15 United States Attorney
16 MATHEW W. PILE
17 Associate General Counsel
18 Social Security Administration

19 By: /s/ Asim H. Modi
20 ASIM H. MODI
21 Special Assistant United States Attorney
22 Attorneys for Defendant

23 **[PROPOSED] ORDER**

24 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
25 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,
26 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
27 Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social
28 Security Act, 42 U.S.C. 405(g).

Dated: October 6, 2022


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE